

**Introduced by Senator Evans**February 22, 2012

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An act to amend Section 8670.41 of the Government Code, relating to oil spills.

## LEGISLATIVE COUNSEL'S DIGEST

SB 1192, as introduced, Evans. Oil spills: nontank vessels: fee.

The Lempert-Keene-Seastrand Oil Spill Prevention and Response Act requires the administrator for oil spill response to charge a nontank vessel owner or operator a reasonable fee, to be collected with each application to obtain a certificate of financial responsibility, in an amount that is based upon the administrator's costs in implementing the act relating to nontank vessels. The act required that the fee be \$2,500 or less per vessel before January 1, 2005.

This bill would delete those obsolete provisions requiring that the fee be \$2,500 or less per vessel before January 1, 2005.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 8670.41 of the Government Code is
- 2 amended to read:
- 3 8670.41. (a) The administrator shall charge a nontank vessel
- 4 owner or operator a reasonable fee, to be collected with each
- 5 application to obtain a certificate of financial responsibility, in an
- 6 amount that is based upon the administrator's costs in
- 7 implementing this chapter relating to nontank vessels. ~~Before~~

1 ~~January 1, 2005, the fee shall be two thousand five hundred dollars~~  
2 ~~(\$2,500), or less per vessel.~~

3 (b) The administrator may charge a reduced fee under this  
4 section for nontank vessels determined by the administrator to  
5 pose a reduced risk of pollution, including, but not limited to,  
6 vessels used for research or training and vessels that are moored  
7 permanently or rarely move.

8 (c) The administrator shall deposit all revenue derived from the  
9 fees imposed under this section in the Oil Spill Prevention and  
10 Administration Fund established in the State Treasury under  
11 Section 8670.38.

12 (d) Revenue derived from the fees imposed under this section  
13 may be spent for the purposes listed in subdivision (e) of Section  
14 8670.40, and may not be used for responding to an oil spill.